

Mr. Clark moved to amend by striking out the word "and" wherever it occurs, before the enacting clause of each section.

Adopted.

On motion of Mr. Dancy, the word "offence" in last line in section 5th was stricken out; and the bill passed to a third reading.

On motion of Mr. Phillips, the rule was suspended, bill read third time and passed.

The report of the committee on the Judiciary on the petition of Thomas Cox, was read and adopted.

A bill to be entitled an act to prevent Justices of the Peace and Clerks of the District, County and Probate Courts, from issuing executions for costs only, together with the report of the committee on the Judiciary thereon; offering an amendment was read; report adopted, and bill ordered to be engrossed.

A bill to be entitled an act for the relief of McKinney and Williams, reported by Mr. Bache, Chairman of a Joint select committee; was read first time.

Mr. Phillips, by leave, introduced a bill to be entitled an act to amend the first section of an act supplementary to "an act regulating the sale of runaway slaves" approved January 27th; 1844; read first time.

On motion of Mr. Brashear, the Senate adjourned, until to-morrow morning 10 o'clock

Saturday 10 o'clock, A. M.
January 29th, 1848.

The Senate was called to order by the President.

The following Senators answered to their names:

Messrs. Abbott, Bourland, Brashear, Bache, Clark, Cuny, Dancy, Gage, Grimes, Jewett, McRea, Navarro, Perkins, Phillips, Wallace, Williams and Wootten—quorum present.

The Journal of the preceding day was read and adopted.

A message was received from the House of Representatives,

informing the Senate that the House had passed the following bills and Joint Resolutions, viz.

A bill to be entitled an act to locate permanently the seat of Justice of DeWitt county.

A bill to be entitled an act to establish the county seat of Denton county.

A bill to be entitled an act to create the county of Caldwell.

A bill to be entitled an act to create the county of Gillespie.

A bill to be entitled an act to create the county of Hays.

A bill to be entitled an act to create the county of Medina.

A bill to be entitled an act concerning the forfeiture of certain neat cattle, hogs or sheep.

A bill to be entitled an act to exclude fraudulent land certificates from being evidence of title to land, and to prohibit the issuing of legal process upon the same.

A bill to be entitled an act for the relief of John Keizer.

A bill to be entitled an act to fix the time of holding elections for the several State and County officers, and for Representatives to the United States Congress.

A bill to be entitled an act to suppress banking.

A bill to be entitled an act for the relief of the heirs of Jeremiah Bowlen.

A bill to be entitled an act to exempt certain property from taxation, designed and used for purposes of religious worship, and of education.

A bill to be entitled an act providing for the sale of the property belonging to the State of Texas, formerly used by the late Government, for Custom purposes.

A bill to be entitled an act to organize the Militia of Newton county.

A bill to be entitled an act to provide for locating the seat of Justice for the county of Newton.

Joint Resolution instructing our Senators and requesting our Representatives in Congress to use their influence to procure the incorporation of our officers of the late Navy of Texas, into the Navy of the United States.

Joint Resolution authorizing the Comptroller of Public Accounts to provide a residence in the city of Austin, for the use of the Executive of the State.

Joint Resolution in behalf of Edward A. Weyman, a resident citizen of the county of Nueces.

Mr. Clark Chairman of the committee on the Judiciary made the following report.

Committee Room, }
Jan. 29th, 1848. . }

HON. JOHN A. GREER,
President of the Senate :

The Judiciary committee have had under consideration the communication of B. Gillespie, Esq., stating that he has commenced a digest of the statute laws of Texas, including such of those of Coahuila and Texas, as relate to the landed interest of the country; and also, to include the acts of the Legislature of the State. It is stated that such a digest can be prepared for the press by an early day of the approaching Fall, and for the sum of one thousand dollars. It is proposed to furnish one which will meet the approbation of a majority of the Judges of the Supreme Court. The said sum of one thousand dollars to be paid when the manuscript is delivered to the Secretary of State, accompanied by the certificate as aforesaid.

From Mr. Gillespie's reputation as a lawyer—his long residence in the country and his experience in the practice of the law, it is supposed that he is well qualified to perform the task which he proposes to undertake. The committee consider the price asked for the labor, as entirely reasonable, if executed as they suppose it will be, and as it must be to receive the sanction of the tribunal to which it is to be submitted for examination, and impressed with a sense of the necessity of having the laws methodically and intelligibly digested, they herewith report a Joint Resolution providing for the accomplishment of that object, for the consideration and action of the Senate.

EDWARD CLARK, Chairman.

"Joint Resolution relative to a digest of the laws of the late Republic of Texas, and of such of the laws of Coahuila and Texas as relate to the land interest of Texas, and of the past and present sessions of the Legislature—read first time.

Mr. Williams introduced a bill to be entitled an act for the relief of Alfred Johnson; read first time.

Mr. Perkins, Chairman of the committee on Engrossed Bills, reported the bill to be entitled an act to prevent Justices of the Peace and Clerks of the District, County, and Probate Courts from issuing executions, for costs only, unless the judgment of the court was, or shall be for cost only—correctly engrossed.

The Senate proceeded to the orders of the day.

A bill to be entitled an act to prevent Justices of the Peace, and Clerks of the District, County and Probate Courts, from issuing executions, for cost only, unless the judgment of the Court was, or shall be for cost only—read third time and passed.

A bill to be entitled an act to locate the county seat of Navarro county—read third time and passed.

A bill to be entitled an act to create the county of Van Zandt, read second time, and

On motion of Mr. Clark, referred to the committee on Counties and County Boundaries.

A bill to be entitled an act for the relief of William K. Melton—read second time, and

On motion of Mr. McRea, referred to the committee on Private Land Claims.

A bill to be entitled an act to amend the first section of an act supplementary to an act, regulating the sale of runaway slaves, approved Jan. 27th, 1844; read second time, and

On motion of Mr. Williams, referred to the committee on State Affairs.

A bill to be entitled an act for the relief of McKinney & Williams; read second time, and

On motion laid upon the table.

A bill to be entitled an act to amend an act entitled an act to prescribe the time for the biennial meeting of the Legislature of the State of Texas, together with the report of the committee on State Affairs thereon; was read.

Mr. Clark moved to lay the bill on the table.

Lost.

Mr. Clark moved to strike out "November," and insert "December."

Lost; and bill ordered to be engrossed.

A bill to be entitled an act to repeal an act entitled an act to prescribe the time of the biennial meeting of the

Legislature of the State of Texas, together with the report of the committee on State Affairs thereon, was read and report adopted.

A bill to be entitled an act to incorporate the German Texian Friendship Association of Galveston, together with the report of the committee on State Affairs thereon; was read and report adopted.

The report of the Special Committee on the following bills, viz :

A bill to be entitled "an act authorizing holders of Promissory Notes, Bonds, Funded Debt, Audited Claims, or any other recognized claims against the Republic of Texas, to surrender the same, and receive in lieu thereof, Land Scrip."

A bill to be entitled an act providing for ascertaining and classifying the debt of the late Republic of Texas;" and

A bill to be entitled "an act to provide for ascertaining the public debt," offering a substitute therefor, together with the bills was read.

On motion of Mr. Phillips, the report was made the special order of the day for Thursday next; and 200 copies of the substitute and of the bill to be entitled an act authorizing holders of Promissory Notes, Bonds, Funded Debt, Audited Claims, or any other recognized claims against the Republic of Texas, to surrender the same, and receive in lieu thereof, Land Scrip;" ordered to be printed.

Mr. Clark moved to reconsider the vote which carried Mr. Phillips motion.

Lost.

Mr. Clark offered the following resolution :

"Whereas, many errors appear in the published proceedings of the Senate, and whereas, such errors are calculated to place the proceedings of the Senate before the public at times, in a ridiculous position, and do injustice to members; Therefore

Be it resolved, That the Reporter or Reporters of the Texas Democrat, be requested to observe more particularity in copying the Journals of the Senate; or if the mistakes are committed in the printing office, that the proprietors or publishers of said paper be requested to observe more care in placing the reports of the Journals of the Senate, in type, and that they

publish the entire proceedings, and not extracts of the Journals.

Adopted.

A bill to be entitled an act to fix the time of holding elections for the several State and County officers, and for Representatives to the United States Congress; read first time.

A bill to be entitled an act providing for the sale of the property, belonging to the State of Texas, formerly used by the late government, for Custom purposes; read first time.

Joint Resolution authorizing the Comptroller of Public Accounts, to provide a residence in the city of Austin, for the use of the Executive of the State; read first time.

Joint Resolution in behalf of Edward A. Weyman, a resident citizen of the county of Nueces; read first time.

Joint Resolution instructing our Senators and requesting our Representatives in Congress, to use their influence to procure the incorporation of our officers of the late Navy of Texas, into the Navy of the United States; read first time.

On motion of Mr. Phillips, the rule was suspended; resolution read second time.

Mr. Dancy moved to refer it to the committee on State Affairs, upon which the yeas and nays were colled and stood thus:

YEAS—Messrs Bourland, Brashear, Clark, Cuny, Dancy, Grimes and Jewett—7.

NAYS—Messrs. Abbott, Bache, Gage, McRea, Navarro, Perkins, Phillips, Wallace and Williams—9.

Lost.

Mr. Dancy moved to lay it on the table.

Lost.

The Resolution passed to a third reading.

A bill to be entitled an act to suppress banking; read first time.

Mr. Wallace moved, that the Senate adjourn until Monday morning, 9 o'clock.

On motion of Mr. Dancy, the Senate adjourned until 10 o'clock, Monday morning.